

Message Text

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ORIGIN ACDA-12

INFO OCT-01 NEA-10 ISO-00 CIAE-00 DODE-00 NSAE-00
NSCE-00 SSO-00 ICAE-00 INRE-00 PM-05 H-01 INR-10
L-03 PA-01 SP-02 SS-15 TRSE-00 AID-05 OMB-01
HA-05 IO-13 EB-08 NRC-05 OES-09 SOE-02 DOE-15
CEQ-01 /124 R

DRAFTED BY ACDA/NP/NX:T.W.GRAHAM
APPROVED BY ACDA/NP/NX:R.WILLIAMSON
PM/DCA:M.ARIETTI
ACDA/MA:R.EINHORN
L/PM:T.BOREK
NEA/INS:A.THIBAUT
NSC:R.PUTNAM (SUBS)
T:D.WELCH

-----004054 132112Z /15

O 132019Z JUL 78
FM SECSTATE WASHDC
TO AMEMBASSY NEW DELHI IMMEDIATE

C O N F I D E N T I A L STATE 177088

E.O. 11652: GDS

TAGS: PARM, TECH, IN

SUBJECT: NEGATIVE SECURITY ASSURANCES

REF; (A) NEW DELHI 9316; (B) 77 STATE 190383

1. IN RESPONSE TO REQUEST IN REF (A), EMBASSY SHOULD USE
THIS FOR OWN BACKGROUND. WHEN DEPARTMENT ALERTED INDIAN
EMBASSY TO SUBSTANCE OF US NEGATIVE SECURITY ASSURANCES
STATEMENT, THERE WAS NO DISCUSSION OF WHETHER THE ASSUR-
ANCES APPLIED TO INDIA. INDIAN EMBOFF DID NOT ASK ANY
QUESTIONS, NOR DID WE VOLUNTEER ANY INTERPRETATIONS.

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2. WE HAVE NOT PUBLICLY EXPLAINED WHAT TYPES OF ACTIONS
WOULD CONSTITUTE QUOTE INTERNATIONALLY BINDING COMMITMENT
NOT TO ACQUIRE NUCLEAR EXPLOSIVE DEVICES UNQUOTE. HOWEVER,
THE INTERAGENCY PAPER ON THE NEGATIVE SECURITY ASSURANCE
PROPOSAL STATED: QUOTE TO MAKE A NNWS ELIGIBLE FOR THE
ASSURANCE, WE BELIEVE THOSE NON-PROLIFERATION CONSTRAINTS

WOULD HAVE TO TAKE THE FORM OF ADHERENCE TO THE NPT OR AN EQUIVALENT COMMITMENT. IN PARTICULAR, THE NNWS WOULD HAVE

TO BE PARTY TO AN INTERNATIONALLY BINDING COMMITMENT (NOT A UNILATERAL STATEMENT OF POLICY); WOULD HAVE TO AGREE NOT TO MANUFACTURE OR OTHERWISE ACQUIRE ANY NUCLEAR EXPLOSIVE DEVICES (NOT SIMPLY 'NUCLEAR WEAPONS'); AND WOULD HAVE TO ACCEPT IAEA SAFEGUARDS ON ALL PRESENT AND FUTURE NUCLEAR FACILITIES (NOT JUST ALL PRESENT FACILITIES)... A STATE WOULD THUS BE ELIGIBLE TO RECEIVE THE ASSURANCE IF IT WAS PARTY TO THE NPT, TO A FULL-SCOPE SAFEGUARDS AGREEMENT WITH THE IAEA BASED ON THE BRITISH-SPONSORED MODEL AGREEMENT, TO A NUCLEAR WEAPON FREE ZONE REGIME SIMILAR TO THE TREATY OF TLA TELLOCO, OR TO POSSIBLE FUTURE ARRANGEMENTS OF COMPARABLE EFFECTIVENESS UNQUOTE.

3. THE BRITISH FULL-SCOPE SAFEGUARDS MODEL AGREEMENT, WHICH WAS DISCUSSED WITH THE GOI (PARA.1C., REF (B)), STATES: QUOTE...UNDERTAKES THAT NO NUCLEAR MATERIAL OF FACILITY WITHIN ITS TERRITORY, OR UNDER ITS JURISDICTION OR CONTROL ANYWHERE SHALL BE USED FOR THE MANUFACTURE OF ANY NUCLEAR WEAPON OR TO FURTHER ANY OTHER MILITARY PURPOSE OR FOR THE MANUFACTURE OF ANY OTHER NUCLEAR EXPLOSIVE DEVICE AND TO ACCEPT SAFEGUARDS AS SET FORTH IN THIS AGREEMENT UNQUOTE. IN THE PAST THE GOI HAS OBJECTED TO THE BRITISH FULL-SCOPE SAFEGUARDS MODEL FORMULA, WHICH CONFIDENTIAL

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IS NOT IN FORCE OR UNDER NEGOTIATIONS WITH ANY STATE AT THIS TIME. THUS, SINCE GOI DOES NOT MEET THE NON-PROLIFERATION CRITERIA IN OUR FORMULA, WE DO NOT ANTICIPATE THAT THE NEGATIVE SECURITY ASSURANCE WILL APPLY TO THEM. IF THE GOI ENTERS INTO ANY FUTURE INTERNATIONALLY BINDING NON-PROLIFERATION COMMITMENT WE WILL RE-EVALUATE THE SITUATION.

4. WHILE DEPARTMENT DOES NOT DOUBT SINCERITY OF PRIME MINISTER DESAI'S PLEDGE THAT INDIA WILL NOT CONDUCT FURTHER NUCLEAR TESTS (REF (A)), THIS WOULD NOT REPEAT NOT CONSTITUTE THE TYPE OF INTERNATIONALLY BINDING COMMITMENT ENVISIONED IN THE US STATEMENT. CHRISTOPHER

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NNN

Message Attributes

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Control Number: n/a
Copy: SINGLE
Draft Date: 13 jul 1978
Decaption Date: 01 jan 1960
Decaption Note:
Disposition Action: RELEASED
Disposition Approved on Date:
Disposition Case Number: n/a
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TAGS: PARM, TECH, IN, US
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